IN THE HIGH COURT OF JUDICATURE AT BOMBAY

TESTAMENTARY AND INTESTATE JURISDICTION

NOTICE OF MOTION NO.1346 OF 2004
IN
SUIT NO.6 OF 2004
IN
PETITION NO.44 OF 1994

Lajwanti W/o. Bhagwandas Madhwani .. Petitioner

Vs.

Smt.Jayshree P.Madhwani .. Caveators

Mr.A.H.Yadav for the petitioner

Mr.V.T.Lulia for the defendant

CORAM : S.U.KAMDAR, J

DATED : 22ND JULY 2005

P.C.:

1. Both the parties agree to the following order:

2. That neither of the parties will transfer any tenancy in respect of property situated at 186/6 known as Madhav Niwas near Sion Hospital, Sion (West), Mumbai 400 022. In so far as suits which are filed by the respondents against tenants

in Small Causes Court at Bombay are concerned, respondents will be entitled to prosecute the same. However decree passed if any, the same will not be executed by the respondent without prior leave of this court and after notice of such application to the petitioner herein. In so far as recovery of rent and outgoings are concerned, the learned counsel for the respondent states that he will file accounts at the expiry of 31st March of every year and within one month period thereafter the statement of account will be furnished to the advocate of the petitioner to be filed in sealed envelope in the office of the Prothonotary & Senior Master, High Court, Mumbai. Motion disposed of accordingly. However, there shall be no order as to costs.